James Bopp, Jr., Ind. No. 2838-84* Corrine L. Purvis, Ind. No. 32725-49* THE BOPP LAW FIRM, P.C. 1 South Sixth Street Terre Haute, Ind. 47807 Telephone: (812) 232-2434 Facsimile: (812) 235-3685

Counsel for Defendant The Center for Medical Progress (CMP)

JBoppjr@aol.com

In the United States District Court for the Northern District of California

National Abortion Federation (NAF),

Civil Action No. 3:15-cv-3522 (WHO)

Plaintiffs

Judge William H. Orrick, III

1 Iaiiitii

V.

The Center for Medical Progress; BioMax Procurement Services, LLC; David Daleiden a/k/a Robert Sarkis; and Troy Newman,

Defendants

Notice of Appeal

Defendants The Center for Medical Progress, BioMax Procurement Services, LLC, David Daleiden, and Troy Newman appeal to the United States Court of Appeals for the Ninth Circuit from this Court's order from October 30, 2015 compelling Defendants' disclosure of discovery and also an appeal from the November 20, 2015 granting the motion to reconsider, but reaffirming the Court's order from October 30, 2015. (Doc. 185, 244).

^{*} Admitted pro hac vice

A Ninth Circuit representation state statement, see FED. R. APP. P. 12.b (2009), is attached. See 9TH CIR. R. 3-2.b, 12-2 (2012).

Respectfully submitted,

Catherine W. Short,
Calif. No. 117442
LIFE LEGAL DEFENSE FOUNDATION
Post Office Box 1313
Ojai, Calif. 93024
Telephone (707) 337-6880
Facsimile (805) 640-1940
LLDFOjai@earthlink.net
Counsel for Defendant
David Daleiden

November 25, 2015

/s/ James Bopp
James Bopp, Jr., Ind. No. 2838-84
Corrine Purvis, Ind. No. 32725-49
THE BOPP LAW FIRM, P.C.
1 South Sixth Street
Terre Haute, Ind. 47807
Telephone (812) 232-2434
Facsimile (812) 235-3685
JBoppjr@aol.com
Counsel for Defendant
The Center for Medical Progress

Additional Counsel on Following Page

http://www.ca9.uscourts.gov/datastore/uploads/rules/frap.pdf.

¹ Available at

Steven N.H. Wood, Calif. No. 161291
Bruce A. McIntosh, Calif. No. 175607
Stephen C. Seto, Calif. No. 175458
BERGQUIST WOOD MCINTOSH SETO LLP
1470 Maria Lane, Suite 300
Walnut Creek, Calif. 94596
Telephone (925) 938-6100
Facsimile (925) 938-4354
wood@wcjuris.com
Counsel for Defendants

The Center for Medical Progress and BioMax Procurement Services, LLC

Thomas Brejcha
Peter Breen
Corrine Konczal
THOMAS MORE SOCIETY
19 S. La Salle Street, Suite 603
Chicago, Ill. 60603
Telephone (312) 782-1680
TBrejcha@ThomasMoreSociety.org
Counsel for Defendant
David Daleiden

Edward L. White III,
Mich. No. P62485
Erik M. Zimmerman,
Mich. No. P78026
AMERICAN CENTER FOR LAW & JUSTICE
3001 Plymouth Road, Suite 203
Ann Arbor, Mich. 48105
Telephone (734) 680-8007
Facsimile (734) 680-8006
EWhite@aclj.org

Brian R. Chavez-Ochoa, Calif. No. 190289 CHAVEZ-OCHOA LAW OFFICES, INC. 4 Jean Street, Suite 4 Valley Springs, Calif. 95252 Telephone (209) 772-3013 Facsimile (209) 772-3090 Vladimir F. Kozina, Calif. No. 95422 MAYALL HURLEY, P.C. 2453 Grand Canal Boulevard Stockton, Calif. 95207 Telephone (209) 477-3833 Facsimile (209) 473-4818

Jay Alan Sekulow, D.C. No. 496335 Carly F. Gammill, Tenn. No. 28217 Abigail A. Southerland, Tenn. No. 022608 Joseph Williams, Tenn. No. 033626 AMERICAN CENTER FOR LAW & JUSTICE 201 Maryland Avenue, N.E. Washington, D.C. 20002 Telephone (202) 546-8890 Facsimile (202) 546-9309 Counsel for Defendant Troy Newman

ATTESTATION OF E-FILED SIGNATURE

I certify that on November 25, 2015, I electronically filed the foregoing **Defendant's Notice of Appeal** with the clerk of court using the CM/ECF system, which will notify:

LINDA E. SHOSTAK LShostak@mofo.com

DEREK F. FORAN DForan@mofo.com

NICHOLAS S. NAPOLITAN NNapolitan@nofo.com

CHRISTOPHER L. ROBINSON ChristopherRobinson@mofo.com

Dated: November 25, 2015

/s/James Bopp
James Bopp